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BANGALORE THURSDAY, AUGUST 27, 1925.

PART III.

Legislative Measures and Rules thereunder.

NOTIFICATION.

No. P. 305—*Legis.* 24-23-8, *dated* 21*st July* 1925.

Ordered that the accompanying Regulation to amend the Mysore Criminal Tribes Regulation, 1916, which received the assent of His Highness the Maharaja, on the fifteenth day of July 1925, be published as Regulation No. X of 1925, in the *Mysore Gazette*, for general information.

By Order,
B. NAGAPPA,
Secretary to Government,
Local and Legislative Departments.

REGULATION No. X OF 1925.

(RECEIVED THE ASSENT OF HIS HIGHNESS THE MAHARAJA ON THE FIFTEENTH DAY OF JULY 1925.)

A REGULATION TO AMEND THE MYSORE CRIMINAL TRIBES REGULATION, 1916.

Whereas it is expedient to amend the Criminal Tribes Regulation, 1916, His Highness the Maharaja is pleased to enact as follows:—

Amendment of Section 4.

1. In Section 4 of the Regulation, the words "or of any part thereof" shall be omitted.

Amendment of Section 5.

2. In Section 5 of the Regulation,

(*a*) for the words 'a notice' the word "notice" shall be substituted,

(*b*) the words "or such part thereof as is directed to be registered" shall be omitted; and

(*c*) in the proviso, the words "or part thereof" shall be omitted, and after the word 'registration' the words "and may cancel any such exemption" shall be added.

Amendment of Section 13.

3. In Section 13 of the Regulation, after the word "settled" the following shall be added, *viz.*, "and the District Magistrate of a district, may, by order in writing, vary any notification made under Section 12 or under this section by directing the restriction of such criminal tribe to another area, or, as the case may be, its settlement in another place, in the same district."

Amendment of Section 15.

4. In Section 15, for the last clause beginning with "and the District Magistrate ," substitute "and all the provisions of this Regulation and the Rules made thereunder shall apply as if such criminal tribe had been registered in that district."

Amendment of Section 16.

5. In Section 16 of the Regulation, the words "or any part thereof" shall be omitted; and to the same section the following proviso shall be added, *viz*:

"Provided that no criminal tribe shall be placed in a settlement unless the necessity for so placing it has been established to the satisfaction of Government after an enquiry held by such authority and in such manner as may be prescribed."

Amendment of Section 18.

6. In clause (*b*) of Section 18 of the Regulation, the word "like" shall be omitted.

Amendment of Section 21.

7. In sub-section (2) of Section 21 of the Regulation :—

(*a*) After clause (*e*), the following clause shall be inserted, *viz.* "(*ee*) the circumstances in which members of a criminal tribe shall be required to possess and produce for inspection certificates of identity, and the manner in which such certificates shall be granted; "and

(*b*) after clause (*h*), the following clause shall be inserted, *viz*:

"(*hh*) the authority by whom and the manner in which the inquiry referred to in Section 16 shall be held."

Amendment of Section 23.

8. In Section 23 of the Regulation,

(*a*) to sub-section (1) the words "or with fine which may extent to five hundred rupees, or with both" shall be added:

(*b*) in sub-section (2) for the words "a rule made under any other clause of" the words "any other rule made under" shall be substituted, and

(*c*) After sub-section (2) the following sub-section shall be added, *viz*:—

(3) any person who commits or is reasonably suspected of having committed an offence made punishable by this section which is not a cognizable offence within the meaning of the Code of Criminal Procedure, 1904, may be arrested without a warrant by any Officer in charge of a Police Station or by any Police Officer not below the rank of a Sub-Inspector."

Insertion of new Sections 28A and 28B.

9. After Section 28 of the Regulation, the following sections shall be inserted, under the heading "Supplemental," namely :—

"28A. The Government if it is satisfied that adequate provision has been made by the law of any Province of British India, or any State in India for the restriction of the movements or the settlement in a place of residence of persons such as are referred to in Section 3, and for securing the welfare of persons so restricted or settled, may, with the consent of the Government of such Province, or State, direct the removal to that Province or State of any criminal tribe for the time being in Mysore, and may authorise the taking of all measures necessary to effect such removal, provided that no person shall be so removed if the Government is satisfied that he is a subject of His Highness the Maharaja.

28B. The reference to a criminal tribe in Sections 4, 5, 14, 17 and 28A shall be deemed to be references to a criminal tribe or any part thereof and the like references in Sections 11, 13 and 16 shall be deemed to be references to a criminal tribe or any part or member thereof."

A. R. BANERJI,

No. P. 218—*Legis.* 26-21-1, *dated* 16*th July* 1925.

Ordered that the accompanying Regulation to amend the Mysore Factories Regulation, 1914 which received the assent of His Highness the Maharaja, on the seventh day of July 1925, be published as Regulation No. VI of 1925, in the *Mysore Gazette*, for general information.

By Order,
B. NAGAPPA,
Secretary to Government,
Local and Legislative Departments.

REGULATION, VI OF 1925.

(RECEIVED THE ASSENT OF HIS HIGHNESS THE MAHARAJA ON THE SEVENTH DAY OF JULY 1925.)

A REGULATION TO AMEND THE MYSORE FACTORIES REGULATION, 1914.

Whereas it is expedient to amend the Mysore Factories Regulation, 1914, His Highness the Maharaja is pleased to enact as follows:—

Title and commencement.

1. (1) This Regulation may be called the Mysore Factories (Amendment) Regulation, 1925.

(2). It shall come into force on the expiry of three months from the date of its first publication in the Official Gazette.

Amendment of section 2.

2. In section 2 of the Regulation,

(*a*) In clause 1 for the word 'fourteen' the word 'fifteen' shall be substituted;

(*b*) For clause 3, the following clause shall be substituted, *viz.*,

Factory defined.

"(3) 'Factory' means—

(*a*) Any premises wherein, or within the precints of which, on any one day in the year not less than twenty persons are simultaneously employed and steam, water or other mechanical power or electrical power is used in aid of any process for, or incidental, to making, altering, repairing, ornamenting, finishing, or otherwise adapting for use, for transport or for sale any article or part of an article; or

(*b*) Any premises wherein, or within the precincts of which, on any one day in the year not less than ten persons are simultaneously employed and any such process is carried on whether any such power is used in aid thereof or not, which have been declared by the Government by notification in the Gazette, to be a factory.

A declaration under clause (*b*) may be made in respect of any class of premises, or in respect of any particular premises."

(*c*) For clauses (8) and (9), the following clause shall be substituted, *viz.*,

"(8) 'week' means the period between midnight on Saturday night and midnight on the succeeding Saturday night."

3. For section 3 of the Regulation, the following section shall be substituted, *viz.*,

"3. Nothing in this Regulation shall apply to any mine subject to the operation of the Mysore Mines Regulation."

4. In section 7 of the Regulation for sub-section (2), the following sub-sections shall be substituted, *viz.*,

"(2) A certifying Surgeon may revoke any certificate granted to a child under sub-section (1) if, in his opinion, the child is no longer fit for employment in a factory.

(3) Where a certifying Surgeon refuses to certify that a person is fit for employment in a factory or revokes a certificate granted to a child in this behalf, he shall, if required by such person or child, or by the parent or guardian of such child, or by the manager of the factory in which such person or child desirous to be employed, state in writing his reasons for such a refusal or revocation."